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EXTRAORDINARY

भाग II—खण्ड 2

PART II—Section 2

प्राधिकार से प्रकाशित

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इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके
Separate paging is given to this Part in order that it may be filed
as a separate compilation.

RAJYA SABHA

The following Bill was introduced in the Rajya Sabha on the 10th August, 1976:—

BILL No. XXXIII of 1976

A Bill to amend the Antiquities and Art Treasures Act, 1972

BE it enacted by Parliament in the Twenty-seventh Year of the Republic of India as follows:—

1. (1) This Act may be called the Antiquities and Art Treasures (Amendment) Act, 1976.

Short title
and com-
mence-
ment.

(2) It shall be deemed to have come into force on the 4th June, 1976.

52 of 1972.

2. In section 5 of the Antiquities and Art Treasures Act, 1972 (hereinafter referred to as the principal Act), for the words "On and from the expiry of a period of two months of the commencement of this Act", the words "As from the date of expiry of a period of six months from the commencement of this Act" shall be substituted.

Amend-
ment of
section 5.

3. In section 16 of the principal Act, in sub-section (2), for the words "shall be accompanied", the words "shall, in the case of such antiquities or class of antiquities as the Central Government may, by notification in the Official Gazette, specify, be accompanied" shall be substituted.

Amend-
ment of
section 16.

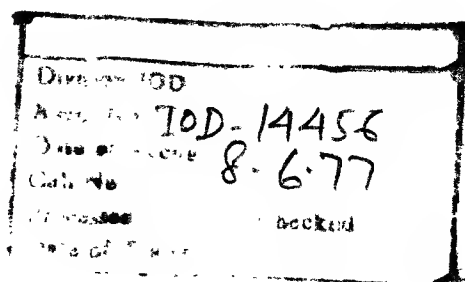
Amend-
ment of
section 18.

4. In section 18 of the principal Act, after the words "owned, controlled or managed by the Government", the words "or by any local authority or by any such body as the Central Government may, for reasons to be recorded in writing, approve for the purpose of this section by general or special order" shall be inserted.

Repeal
and
saving.

5. (1) The Antiquities and Art Treasures (Amendment) Ordinance, 1976 is hereby repealed. 4 of 1976.

(2) Notwithstanding such repeal, anything done or any action taken under the principal Act, as amended by the said Ordinance, shall be deemed to have been done or taken under the principal Act as amended by this Act.



STATEMENT OF OBJECTS AND REASONS

The Antiquities and Art Treasures Act, 1972 was brought into force with effect from the 5th April, 1976. With the commencement of that Act, it became obligatory for every dealer in antiquities to apply within a period of two months from 5th April, 1976 for a licence for carrying on the business of selling or offering to sell any antiquity. It became also necessary for every individual and every institution, museum and archive, not owned, controlled or managed by the Government, to register antiquities with prescribed sets of photographs in respect of the categories of antiquities mentioned in the Schedule to the notification issued under section 14 of the Act.

2. Ever since the commencement of the Act, dealers in antiquities, private institutions having large museums under their control and art collectors have made representations to the Government requesting for extension of the time limit specified in section 5 of the Act for taking out a licence and relaxation in respect of the number of photographs to be supplied for various types of antiquities.

3. In view of the representations aforesaid, it was considered necessary to amend section 5 of the Act providing for a period of six months from the commencement of the Act for taking out a licence and to amend sub-section (2) of section 16 of the Act with a view to making the supply of photographs obligatory only in respect of such antiquities or class of antiquities as the Central Government may, by notification in the Official Gazette, specify. It was also considered necessary to enlarge the scope of the exemption under section 18 of the Act so as to cover antiquities kept in museums, offices, archives or educational or cultural institutions owned, controlled or managed by any local authority or by any such body as the Central Government may approve for the purpose.

4. Since the time limit of two months for taking out licence under section 5 of the Act was to expire on 5th June, 1976, it was considered necessary to take immediate action. Since the Parliament was not in session, the President promulgated on 4th June, 1976, the Antiquities and Art Treasures (Amendment) Ordinance, 1976 to amend the Antiquities and Art Treasures Act, 1972 for the purposes aforesaid.

5. The present Bill seeks to replace the Antiquities and Art Treasures (Amendment) Ordinance, 1976.

NEW DELHI;

The 24th July, 1976.

S. NURUL HASAN.

S. S. BHALERAU,
Secretary-General.

